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Dep & Ref Ren 307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Kwan-Ho Chan  
Serial No.: 10/680,079  
Filing Date: 10/07/2003  
Title: SURGICAL REPAIR KIT AND ITS  
METHOD OF USE  
Group Art Unit: unknown  
Examiner: unknown  
Attorney's Docket No.: CHAN-33 CON

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR REFUND

Our Deposit Account Statement dated August 2003 shows charges in the amounts of \$385.00 (basic filing fee), \$344.00 (extra independent claims fee) and \$135.00 (extra total claims) a total of \$864.00 was charged to Deposit Account No. 16-0221 without authorization with regard to the above-identified patent application. Please refer to the enclosed copy of the Deposit Account Statement. We believe that Deposit Account charge was in error and without authorization for the reason mentioned below.

On 10/07/2003 the above-identified continuation application was filed and we intentionally did not submit a check for the cost of the filing fees.

Please investigate this matter and please credit our Deposit Account No. 16-0221 accordingly.

Thank you.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO:  
COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON:

January 16, 2004

(DATE OF DEPOSIT)

James A. Sheridan

(NAME OF ATTORNEY)

*James A. Sheridan 1/16/04*  
(SIGNATURE)

January 16, 2004

Respectfully submitted,

*James A. Sheridan 1/16/2004*

James A. Sheridan

Registration No. 43,114

Pandiscio & Pandiscio

470 Totten Pond Road

Waltham, MA 02451-1914

Tel. (781) 290-0060

JAS/dp  
Enclosure  
DP/CHAN33CON.REF

Assistant Commissioner For Patents  
Washington, D.C. 20231

Case Docket No.: CHAN-33

Sir:

Transmitted herewith for filing is the patent application of:

Inventor: Kwan-Ho Chan

For: SURGICAL REPAIR KIT AND ITS METHOD OF USE

Enclosed are:

- ☒ 51 sheets of drawings.
- ☐ An assignment of the invention to: \_\_\_\_\_
- ☒ A verified statement to establish small entity status.
- ☐ \_\_\_\_\_

The filing fee has been calculated as shown below:

For:	No. Filed	No. Extra	Small Entity		Large Entity	
			Rate	Fee	Rate	Fee
Basic Fee				\$ 380.00		\$ 0.00
Total Claims	35 - 20	15	x \$ 9.00	135.00	x \$18.00	0.00
Ind. Claims	11 - 3	8	x \$39.00	312.00	x \$78.00	0.00
Mult. Claims			+ \$130.00		+ \$260.00	
Total				\$827.00	Total \$	

☐ Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.

☒ A check in the amount of \$827.00 to cover the filing fee (~~and assignment recording fee~~) is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.

- ☒ Any additional filing fees required under 37 CFR 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.

☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.

- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
- ☒ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

*M. Pandiscio* 9/21/99

Pandiscio & Pandiscio  
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Waltham, Massachusetts 02451-1914  
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MB/CHAN33.FEE

CHAN-33



14203 U  
 10/07/03

Case Docket No.: CHAN-33 CON

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the patent application of:

Inventor: Kwan-Ho Chan  
 For: SURGICAL REPAIR KIT AND ITS METHOD OF USE

Enclosed are:

- ☒ 51 sheets of drawings.
- ☐ An assignment of the invention to: \_\_\_\_\_
- ☐ A verified statement to establish small entity status.
- ☒ REQUEST FOR FILING RULE 1.53(B) CONTINUATION APPLICATION.

The filing fee has been calculated as shown below:

Small Entity				Large Entity		
For:	No. Filed	No. Extra	Rate	Fee	Rate	Fee
Basic Fee				\$385.00		\$770.00
Total Claims	35 - 20	15	x \$ 9.00	\$135.00	x \$18.00	
Ind. Claims	11 - 3	8	x \$43.00	\$344.00	x \$ 86.00	
Mult. Claims			+ \$145.00		+ \$290.00	
Total				\$864.00		

- ☐ Please charge my Deposit Account No. 16-0221 to cover the filing fee and assignment recording fee. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee (and assignment recording fee) is enclosed.
- ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
  - ☐ Any additional filing fees required under 37 CFR 1.16.
  - ☐ Any patent application processing fees under 37 CFR 1.17.
- ☐ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0221. A duplicate copy of this sheet is enclosed.
  - ☐ Any patent application processing fees under 37 CFR 1.17.
  - ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
  - ☐ Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

*James A. Sheridan 10/07/03*

James A. Sheridan  
 Pandiscio & Pandiscio  
 470 Totten Pond Road  
 Waltham, Massachusetts 02451  
 Tel. (781) 290-0060

KA/CHAN33CON.FEE

22387 U.S. PTO  
 10/680079



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Kwan-Ho Chan  
Serial No.: 09/400,162  
Filing Date: 09/21/1999  
Title: SURGICAL REPAIR KIT AND ITS  
METHOD OF USE  
Group Art Unit: 3731  
Examiner: Julian W. Woo  
Attorney's Docket No.: CHAN-33

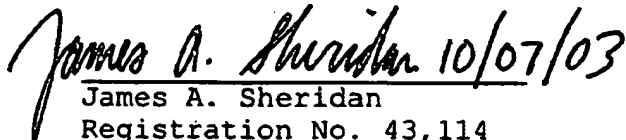
Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

AFFIDAVIT VERIFYING APPLICATION

Commonwealth of Massachusetts  
County of Middlesex

I, James A. Sheridan, being duly registered to practice before the U.S. Patent and Trademark Office, and being duly sworn, depose and state that: I am attorney of record in the above-identified pending prior application Serial No. 09/400,162, filed 09/21/1999, and that the enclosed application is a true and complete copy of the prior application Serial No. 09/400,162 as filed, and that no amendments referred to in the oath or declaration filed to complete the prior patent application Serial No. 09/400,162 introduced new matter therein.

 10/07/03  
James A. Sheridan  
Registration No. 43,114

Sworn to before me this 7<sup>TH</sup> day of October, 2003.

  
Notary Public  
My commission expires: 4/17/09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE REQUESTED FILING OF RULE 1.53(B)  
CONTINUATION PATENT APPLICATION BASED ON  
THE FOLLOWING PENDING PRIOR PATENT APPLICATION:

In re Application of: Kwan-Ho Chan  
Serial No.: 09/400,162  
Filing Date: 09/21/1999  
Title: SURGICAL REPAIR KIT AND ITS  
METHOD OF USE  
Group Art Unit: 3731  
Examiner: Julian W. Woo  
Attorney's Docket No.: CHAN-33

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

SUBMISSION OF FORMAL DRAWINGS

Enclosed herewith please find the formal drawings for the above-identified patent application, consisting of Figs. 1-82 on fifty-one (51) sheets of drawings.

In the event that any fee is required to be paid in connection with the present submission of formal drawings, please charge the cost of the same to Deposit Account No. 16-0221. A duplicate copy of this letter is enclosed for the convenience of the Patent and Trademark Office.

Thank you.

Respectfully submitted,

*James A. Sheridan 10/07/03*

James A. Sheridan  
Registration No. 43,114  
Pandiscio & Pandiscio  
470 Totten Pond Road  
Waltham, MA 02451-1914  
Tel. (781) 290-0060  
Fax (781) 290-4840

KA/CHAN33CON.DRW

CHAN-33 CON

PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

01/05/2004 AGOITOM 00000003 160221 10680079

01 FC:1001	<del>770.00 DA</del>
02 FC:1201	<del>688.00 DA</del>
03 FC:1202	<del>270.00 DA</del>

Adjustment date: 01/07/2004 AGOITOM

01/05/2004 AGOITOM 00000003 160221 10680079

01 FC:1001	770.00 CR
02 FC:1201	688.00 CR
03 FC:1202	270.00 CR

01/07/2004 AGOITOM 00000007 160221 10680079

01 FC:2001	385.00 DA
02 FC:2201	344.00 DA
03 FC:2202	135.00 DA

Adjustment date: 01/30/2004 SDIRETA1

01/07/2004 AGOITOM 00000007 160221 10680079

01 FC:2001	385.00 CR
02 FC:2201	344.00 CR
03 FC:2202	135.00 CR

PTO-1556  
(5/87)

**United States  
Patent and  
Trademark Office**

Return To:

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Page**Deposit Account Statement**

**Requested Statement Month:** January 2004  
**Deposit Account Number:** 160221  
**Name:** PANDISCIO & PANDISCIO, P.C.  
**Attention:** NICHOLAS PANDISCIO  
**Address:** 470 TOTTEN POND ROAD  
**City:** WALTHAM  
**State:** MA  
**Zip:** 02154

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/05	4	10680079		1001	\$770.00	\$2,736.00
01/05	5	10680079		1201	\$688.00	\$2,048.00
01/05	6	10680079		1202	\$270.00	\$1,778.00
01/06	1	10123434	SCAN-2	2801	\$385.00	\$1,393.00
01/07	12	10680079		1001	-\$770.00	\$2,163.00
01/07	13	10680079		1201	-\$688.00	\$2,851.00
01/07	14	10680079		1202	-\$270.00	\$3,121.00
01/07	15	10680079		2001	\$385.00	\$2,736.00
01/07	16	10680079		2201	\$344.00	\$2,392.00
01/07	17	10680079		2202	\$135.00	\$2,257.00
01/09	1	10255401	CORE-53 CON	1814	\$110.00	\$2,147.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$3,506.00	\$3,087.00	\$1,728.00	\$2,147.00